

EVIDENCE — DISCOVERY — Rule 11 disclosure of experts' reports
Rev. 12/2009

When experts examine a defendant's mental condition in connection with a Rule 11 inquiry, Rule 11.4, Ariz. R. Crim. P., requires disclosure to all parties of all reports, test results, and other information provided by all of the experts (Rule 11.4(a) for appointed experts and Rule 11.4(b) for all other experts). Additionally, defense counsel is responsible for redacting the State's copy of the reports to remove any references to the crime with which the defendant is charged. Giving the nonredacted report to the State is an error (see Rule 11.4(a) and *State v. McDonald*, 117 Ariz. 159, 160, 571 P.3d 656, 657 (1977)), but may be cumulative (*State v. Ramirez*, 116 Ariz. 259, 268, 569 P.3d 201, 211 (1977)) or not prejudicial (*McDonald*, 117 Ariz. at 161) and not require reversal of the jury verdict.